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**SMART & BIGGAR**  
*Intellectual Property & Technology Law*

To Fax no.: 1 571 273 8300

Page 1 of: 16

Attention: Examiner Kevin Kim

From: SMART & BIGGAR

Your file no.: 09/702,768

Reply to Ottawa file no.: 77682-247

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Date: March 1, 2006

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<b>AMENDMENT TRANSMITTAL LETTER (Large Entity)</b>					Docket No. 77682-247/wfs	
Applicant(s): CHEN, XIXIAN ET AL						
Application No. 09/702,768	Filing Date NOV. 1, 2000	Examiner KEVIN KIM	Customer No. 07380	Group Art Unit 2638	Confirmation No. 9403	
Invention: TIME DIVERSITY SEARCHER AND SCHEDULING METHOD				RECEIVED CENTRAL FAX CENTER MAR 01 2006		
<u>COMMISSIONER FOR PATENTS:</u>						
Transmitted herewith is an amendment in the above-identified application.						
The fee has been calculated and is transmitted as shown below.						
<b>CLAIMS AS AMENDED</b>						
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE	
TOTAL CLAIMS	38 -	41 =	0	x \$50.00	\$0.00	
INDEP. CLAIMS	3 -	4 =	0	x \$200.00	\$0.00	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00	
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					<b>\$0.00</b>	
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 19-2550 <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038.						
<b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b>						
 Signature			Dated: March 1, 2006			
<b>R. ALLAN BRETT (Reg. No. 40,476)</b>  <b>SMART &amp; BIGGAR</b> P.O. Box 2999, Station D 900-55 Metcalfe Street Ottawa, Ontario Canada K1P 5Y6			I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____ (Date)  _____ Signature of Person Mailing Correspondence  _____ Typed or Printed Name of Person Mailing Correspondence			
CC: Tel: (613) 232 2486						

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No. : 09/702,768 Confirmation No. 9403  
Applicant : CHEN, XIXIAN ET AL  
Filed : November 1, 2000  
TC/A.U. : 2638  
Examiner : Kevin Y. Kim  
  
Docket No. : 77682-247  
Customer No. : 07380

Commissioner for Patents  
Alexandria, VA 22313-1450  
U.S.A.

Dear Sir:

In response to the Office Action of November 1, 2005, please amend this application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 12 of this paper.